

**BEFORE THE WESTERN WASHINGTON
GROWTH MANAGEMENT HEARINGS BOARD
STATE OF WASHINGTON**

PROGRESS CLARK COUNTY, INC.,)	
et al.)	
)	No. 99-2-0038c
Petitioners,)	
)	
vs.)	ORDER FINDING
)	COMPLIANCE
CITY OF VANCOUVER,)	
)	
Respondent.)	
)	

This Matter came before the Board upon the motion of the City of Vancouver for an order of compliance. City of Vancouver's Motion for an Order of Compliance, September 29, 2003. On October 20, 2003, the Board issued an Order Setting Compliance Hearing to all parties of record in this case. The Board received no opposition from any party. On October 30, 2003, the Board held a telephonic compliance hearing. The City of Vancouver was represented by attorney James McNamara. No other parties appeared at the hearing. Board members Holly Gadbow, Nan Henriksen and Margery Hite were in attendance telephonically.

The Final Decision and Order in this case was issued May 22, 2000. It found the City in compliance with the exception of the "less than ten-trip exemption" for requiring a transportation impact study. The petitioners in this case appealed the Board's decision but their appeal was dismissed for failure to prosecute on September 19, 2003.

The City has addressed the issue of non-compliance found in the May 22, 2000 Final Decision and Order by providing for the consideration of the cumulative impacts of small development projects in VMC 11.95.080B(4).

The Board, therefore, FINDS THE CITY IN COMPLIANCE with the Growth Management Act with respect to the issues raised in this case and CLOSES this case.

So ORDERED this 30th day of October, 2003.

WESTERN WASHINGTON GROWTH MANAGEMENT HEARINGS BOARD

Margery Hite, Board Member

Nan Henriksen, Board Member

Holly Gadbaw, Board Member